

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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CORTEZ WILLIE SHIELDS,

Plaintiff,

v.

ORDER

17-cv-266-wmc

LT. TONY, BKB, SARAH L., *Mental Health Director*,  
and SARAH APRIL,

Defendants.

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The court granted *pro se* plaintiff Cortez Willie Shields leave to proceed on a claim that “Sarah L., Lt. Tony, Sarah April and BBK,” all employees of the Dane County Jail, violated his constitutional rights by requiring him to talk about his mental health needs through a food slot within earshot of other inmates. The court directed the U.S. Marshals to serve those four defendants, and they successfully served defendants BBK and Lt. Tony (dkt. ##18, 19), but were unable to serve Sarah April or Sarah L. because the jail’s mental health department has never employed a person of either name (dkt. #20). The deadline for Shields to identify Doe defendants is November 1, 2019. On October 15, 2019, Shields filed a document purporting to identify various defendants, including Sarah April and Sarah L. Specifically, Shields writes “two women with name April not the one with black curly hair, that’s light skin or bi racial, but the thin build short April or Sara white - black brownish hair worked Oct 2016-2017 Jan.” (Dkt. #28.) He also describes a “Female, Sarah or Sue Mental Health Director, [who] was pregnant at the time 2016-2017 heavy set white lady.” (*Id.*) Finally, Shields describes other individuals that appear to have been working at the jail during the time period relevant to his claims. Construing this document

as a motion to amend his complaint, the court is denying it.

While Shields' filing provides additional information about the correct identities of "Sarah April" and "Sarah L.," it does not appear he followed the procedures the court outlined in the Preliminary Pretrial Conference Order for the court to grant him leave to amend his complaint (*see* *dk. #27* at 4-5), and instead he is relying on his own memory of the relevant events. Indeed, as for "Sarah April," it is apparent that Shields understands that "Sarah April" either has the first name "Sara(h)" or "April," is white-skinned, with black brownish hair and worked in the mental health department at the jail in October 2016-January 2017. Similarly, it appears Shields intends to clarify that the mental health director, "Sarah L.," is actually "Sarah or Sue" and she was pregnant in 2016 and 2017. These descriptions, while insufficient for the court to allow him to proceed against these individuals, provide sufficient information for Shields to prepare discovery requests that ask defendants to properly identify the "Sarah April" and "Sarah L." described in his amended complaint.

Shields should use this information, and the directions set forth in the Preliminary Pretrial Conference Order (*dk. #27*) 4-5), to prepare and serve discovery requests on defendants to identify accurately "Sarah April" and "Sarah L." The court will extend Shields' deadline to identify the Doe defendants until November 29, 2019, to accommodate his need to conduct such discovery. As for the other individuals Shields identifies in his amended complaint, since the court did not grant Shields leave to proceed against any other defendant, the court will ignore these descriptions and Shields should omit them from any renewed amended complaint.

ORDER

IT IS ORDERED that:

- 1) Plaintiff Cortez Willie Shields is DENIED leave to proceed against any additional defendants described in his Amended Complaint filed October 15, 2019 (dkt. #28).
- 2) Plaintiff's deadline to identify defendants "Sarah April" and "Sarah L." in an amended complaint is extended to **November 29, 2019**.

Entered this 16th day of October, 2019.

BY THE COURT:

/s/

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WILLIAM M. CONLEY  
District Judge